

LITTLER MENDELSON

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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

CARLOS RIVERA,

Plaintiff,

-against-

PLAZA ACCESSORY OWNER LP, EL-
AD PROPERTIES NY LLC, CPS 1
REALTY LP LLC, AND FHR (N.Y.) LLC,

Defendants.

Civil Action No. 1:10-cv-06661 (WHP)

**NOTICE OF DEFENDANTS'
SUMMARY JUDGMENT MOTION
PURSUANT TO FED. R. CIV. P. 56**

Electronically Filed

TO: Fausto E. Zapata, Jr., Esq.
The Law Offices of Fausto E. Zapata, Jr., P.C.
Attorneys for Plaintiff
Broadway Chambers Building
277 Broadway, Suite 501
New York, New York 10007

PLEASE TAKE NOTICE that, upon Defendants' supporting Memorandum of Law, the Certification of William P. McLane and the exhibits attached thereto, Defendants' Local Civil Rule 56.1 Statement of Material Facts, and all other matters of record, Defendants will move this Court before the Honorable William H. Pauley, United States District Judge, at the Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York, on February 3, 2012, for an order pursuant to Rule 56 of the Federal Rules of Civil Procedure, granting Defendants' motion for summary judgment and dismissing Plaintiff's Complaint in its entirety, with prejudice.

Dated: December 2, 2011

Respectfully submitted,

LITTLER MENDELSON, P.C.

By: /s/ William P. McLane
William P. McLane
Attorneys for Defendants

PROOF OF SERVICE

I am over the age of 18 and not a party to this action. On this date, I caused a true copy of the following:

Notice of Defendants' Motion for Summary Judgment

Memorandum of Law in Support of Defendants' Motion for Summary Judgment

Certification of William P. McLane in Support of Defendants' Motion for Summary Judgment

Defendants' Local Civil Rule 56.1 Statement of Material Facts

to be served on plaintiff's counsel, listed below, via ECF:

Fausto E. Zapata, Jr., Esq.
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I declare under penalty of perjury that the foregoing is true and correct.

Dated: December 2, 2011



William P. McLane